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TO: EXAMINER ULA RUDDOCK, Art Unit 1771 (USPTO)

CLIENT NUMBER: 64908

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FROM: CHRISTOPHER F. REGAN, ESQ.

DATE: January 30, 2002

NUMBER OF PAGES (INCLUDING COVER SHEET): 3

COMMENTS/INSTRUCTIONS:

Re: U.S. Patent Application Serial No. 09/680,721

Attached are copies of the following documents which were mailed to the USPTO on the date of the certificate of mailing by Express Mail.

1. Petition to Make Special Under 37 CFR 1.102(c)
2. Declaration of Age for Petition to Make Special

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

In re Patent Application of:
GREGG ET AL."EXPRESS MAIL" MAILING LABEL NUMBER **EL5479193201**Serial No. **NOT YET ASSIGNED**DATE OF DEPOSIT **Oct. 6, 2000**Filing Date: **HEREWITH**

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES PATENT AND TRADEMARK OFFICE TO ADDRESS THE SERVICE ORDER BY CIP 1110 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20531

For: **BACKERBOARD SHEET INCLUDING
AERATED CONCRETE CORE****ERC LINK**

(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)

(SIGNATURE OF PERSON MAILING PAPER OR FEE)

PETITION TO MAKE SPECIAL UNDER 37 C.F.R. §1.102(c)Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby petitions to make this application special because of the inventor's age. Accompanying this Petition is a Declaration of Age for Petition to Make Special executed by the inventor and declaring that the inventor is at least 65 years old.

Respectfully submitted,

*Paul J. Ditmyer***PAUL J. DITMYER**

Reg. No. 40,459

Allen, Dyer, Doppelt, Milbrath
& Gilchrist, P.A.

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OFFICIAL

UNITED STATES PATENT APPLICATION
DECLARATION OF AGE FOR PETITION TO MAKE SPECIAL

As a below named inventor I hereby declare that: my, residence, post office address and citizenship are as stated below next to my name; that

I verily believe that I am named as the inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **BACKERBOARD SHEET INCLUDING AERATED CONCRETE CORE**. The specification of this application is identifiable by attorney docket number 64908.

I hereby state that I am at least 65 years of age. I was born on the 13th day of August, 1922 in Lake Janaluska, North Carolina.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both. Under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | |
|-----------------------------------------------|-------------------------------------------|--------------------------------|-----------------------------------|
| Full Name Of Inventor | Family Name: GREGG | First Given Name: Frederick | Second Given Name Browne |
| Residence & Citizenship | City: Leesburg | State: Florida | Country of Citizenship: U.S.A. |
| Post Office Address | Post Office Address P.O. Box 490300 | City Leesburg | State & Zip Code Florida 34749 |
| Signature of Inventor: <i>F. Browne Gregg</i> | | | Date: 10-4-00 |